

## UNITED STATES DISTRICT COURT

for the  
Southern District of Ohio

In the Matter of the Search of  
 (Briefly describe the property to be searched  
 or identify the person by name and address)  
 4371 Kendale Court  
 Columbus, Ohio 43220

Case No. 2:20mj-801

## APPLICATION FOR A SEARCH WARRANT

I, a federal law enforcement officer or an attorney for the government, request a search warrant and state under penalty of perjury that I have reason to believe that there is now concealed on the following person or property located in the Southern District of Ohio (identify the person or describe property to be searched and give its location) The residence located at 4371 Kendale Court, Columbus, Ohio 43220, which is located on the west-side of Kendale Court, and is described as a one-story, single family residence, white in color, with white trim, with the front door facing east, and includes the surrounding curtilage as well as any vehicles associated therewith.

The person or property to be searched, described above, is believed to conceal (identify the person or describe the property to be seized):

See Attachment A, which is attached hereto and fully incorporated herein.

The basis for the search under Fed. R. Crim. P. 41(c) is (check one or more):

- ☒ evidence of a crime;  
☒ contraband, fruits of crime, or other items illegally possessed;  
☒ property designed for use, intended for use, or used in committing a crime;  
☐ a person to be arrested or a person who is unlawfully restrained.

The search is related to a violation of 18 U.S.C. § 922(g)(9), and the application is based on these facts: See the Affidavit of ATF TFO Jerry Orrick, which is attached hereto and fully incorporated herein.

☒ Continued on the attached sheet.

☐ Delayed notice of      days (give exact ending date if more than 30 days:     ) is requested under 18 U.S.C. § 3103a, the basis of which is set forth on the attached sheet.

Jerry Orrick #2307  
 Applicant's signature

Jerry Orrick, ATF Task Force Officer  
 Printed name and title

Sworn to before me and signed in my presence.

Date: 7-16-20City and state: Columbus, Ohio

Chelsey M. Vascara, U.S. Magistrate Judge  
 Printed name and title



Case No. \_\_\_\_\_

**AFFIDAVIT**

**I.**

**INTRODUCTION**

I, Jerry Orick, being duly sworn, depose and state as follows: I am a Columbus, Ohio Division of Police Detective and have been so employed in this capacity since 2001. I am currently assigned to the Columbus, Ohio Division of Police Major Crimes Bureau / Task Force Unit and have served in this capacity since 2005. I am currently assigned as a Task Force Office with the Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF), and I have been an ATF Task Force Officer since 2005. During the course of my employment, I have received specific training and have obtained experience in investigations of federal firearms violations, federal narcotics trafficking violations, and currency violations, including money laundering. Based upon my training, experience, investigative efforts, and information and insight given to me by other Columbus, Ohio Division of Police (CPD) Detectives, ATF Agents, and law enforcement officers, I submit there is probable cause to believe that Herman D. WALKER possessed firearms after having been convicted of a misdemeanor crime of domestic violence. I believe there exists sufficient probable cause that, contained within the below listed property, evidence of those activities exist.

**II.**

**PURPOSE OF AFFIDAVIT**

This affidavit is submitted for the limited purpose of establishing probable cause in support of an application of a warrant to search the property located at **4371 Kendale Court, Columbus, Ohio 43220** and, therefore, it contains only a summary of the relevant facts. I have not included each and every fact that I, or others, have learned during the course of this investigation. The information set forth in this affidavit is based on my own participation in the investigation, information I have received from other law enforcement officials, and from my and other investigators' analysis of documents and records relating to this investigation. I am familiar with the investigative efforts of other CPD Detectives and Officers, ATF Agents and Task Force Officers, and United States Marshals Service Fugitive Task Force members who have worked on this investigation. I believe there exists sufficient probable cause that evidence of a violation of Title 18, United States Code, Section 922(g)(9), possession of a firearm by a person previously convicted of a misdemeanor crime of domestic violence, will be found therein.

**III.**

**ITEMS TO BE SEIZED**

A list of the specific items to be seized from **4371 Kendale Court, Columbus, Ohio 43220** is attached hereto as Attachment A, and Attachment A is incorporated herein by reference.

Based on my training and experience, as detailed above, I believe probable cause exists that the items listed in Attachment A will be found at 4371 Kendale Court, Columbus, Ohio 43220.


**IV.**  
**PROBABLE CAUSE**

1. On or about February 2, 2001, Herman D. WALKER was convicted of domestic violence, a misdemeanor, in violation of Ohio Revised Code 2919.25, Licking County, Ohio Municipal Court, case number: 01CR-B00214.
2. During the course of this investigation, it was discovered that WALKER attempted to have the conviction expunged in 2016 and 2019, and both attempts were denied by the Court.
3. On or about June 1, 2020, Columbus, Ohio Division of Police Detectives were conducting surveillance in the area of High Street and E. North Broadway, Columbus, Ohio when WALKER was observed with a Smith and Wesson, model M&P 15, .223 rifle, bearing serial number: ST799778. The firearm was loaded with 25 rounds and observed slung over WALKER's shoulder. Detectives also observed a Beretta, model M9, 9mm pistol bearing serial number: M9-156962 in a holster on WALKER's right hip. The firearm was found to be loaded with 14 rounds. Later, WALKER was observed putting the firearms in his vehicle.
4. On June 1, 2020, WALKER was arrested for having weapons while under disability in violation of Ohio Revised Code 2323.12 and he was released with a summons to appear in Court.
5. On or about July 14, 2020, an Indictment was returned by a federal Grand Jury and an arrest warrant was issued for a federal firearms violation, alleging that, on June 1, 2020, WALKER was in possession of firearms after having been convicted of a misdemeanor crime of domestic violence, in violation of Title 18, United States Code, Section 922(g)(9).
6. On July 16, 2020, members of the United States Marshals Fugitive Task Force knocked on the front door of 4371 Kendale Court, Columbus, Ohio 43220. WALKER's fiancé, Louann Thompson, answered the door and allowed the Task Force members inside. Thompson allowed the Task Force members to search the residence for WALKER with negative results. However, while clearing the residence, Task Force members observed a black handgun in plain view on a night stand in the bedroom shared by Thompson and WALKER. Thompson informed Task Force members that the firearm belonged to WALKER. Task Force members also observed a firearm safe in the residence and Thompson informed the Task Force members that the firearm safe was WALKER's and that there was at least one (1) additional firearm in the safe.
7. Thompson informed Task Force members that WALKER was currently at work. Task Force members were able to locate WALKER and arrest him without incident. During the arrest processing, WALKER provided the combination to the firearms safe to Task Force members.

8. I believe that the above facts establish that WALKER, who is prohibited under federal law to possess firearms, has firearms in **4371 Kendale Court, Columbus, Ohio 43220**, which is located within the Southern District of Ohio.

**CONCLUSION**

In view of the above-mentioned facts and my training and experience in the investigation, I believe that contained within **4371 Kendale Court, Columbus, Ohio 43220** is evidence of a violation of Title 18, United States Code, Section 922(g)(9), possession of a firearm by a person previously convicted of a misdemeanor crime of domestic violence.

  
\_\_\_\_\_  
Jerry Orick  
Task Force Officer  
Bureau of Alcohol, Tobacco, Firearms, and Explosives

Sworn to and subscribed before me this 16 day of July 2020 in Columbus, Ohio.

  
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Chelsey M. Vascara  
U.S. MAGISTRATE JUDGE

**ATTACHMENT A:**

**ITEMS TO BE SEIZED**

Based upon the above information, your affiant believes probable cause exists that now contained within the premises of 4371 Kendale Court, Columbus, Ohio 43220, its curtilage and any vehicles associated therewith are:

- a) firearms and ammunition, as defined by 18 U.S.C. § 921, and other dangerous weapons; and
- b) identification evidence and/or indicia (such as cancelled mail, deeds, leases, rental agreements, photographs, bills, diaries, keys, and identification documents) which tend to identify the person(s) in residence, occupancy, control, or ownership of the subject premises.